

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF ALABAMA  
EASTERN DIVISION

EDDIE OGLETREE, an individual;  
GERALD STEPHENS, an individual

Plaintiff,

vs.

CITY OF AUBURN, a municipality in The )  
State of Alabama; LARRY LANGLEY, an )  
individual; LEE LAMAR, an individual; )  
BILL HAM, Jr., an individual; STEVEN )  
A.REEVES, an individual; BILL JAMES, )  
an individual; CHARLES M. DUGGAN, )  
an individual; and CORTEZ LAWRENCE,)  
an individual; )

Defendants, )

2007 SEP 28 A 10: 08

DEBRA P. HACKETT, CLK  
U.S. DISTRICT COURT  
MIDDLE DISTRICT ALA

CIVIL ACTION NO:

3:07CV867-WKW

JURY TRIAL DEMANDED

MOTION TO CONSOLIDATE

COME NOW the Plaintiffs, in the above styled cause of action, through counsel, and respectfully request that this cause of action be consolidated with the cause of action styled Chris E. Turner vs. City of Auburn, et al. Civil Action No. 3:07CV162-MEF. As grounds, the Plaintiffs show unto the Court as follows:

1. The issues relating to Turner v. City of Auburn, et al. and the present case are almost identical and involve the exact same Defendants, job positions, claims and request for damages.
2. Plaintiffs herein previously filed a request to join the lawsuit styled Chris Turner v. City of Auburn, et al. but have yet to receive a ruling pursuant to that Motion.
3. Litigating these two case separately would create the risk of inconsistent rulings and verdicts, where the claims, parties and damages are all the same.

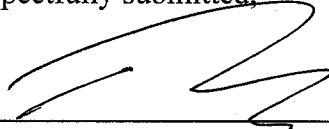
SCANNED

pl 9-28-07

Respectfully, the Plaintiffs request that this cause of action be consolidated with

Chris Turner v. City of Auburn, et al.

Respectfully submitted,



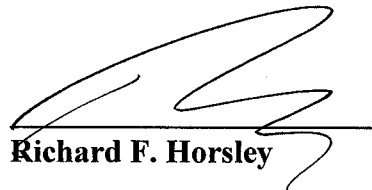
**Richard F. Horsley (HOR023)**  
**Attorney for Plaintiffs:**  
**Gerald Stephens & Eddie Ogletree**

**OF COUNSEL:**

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**CERTIFICATE OF SERVICE**

I hereby certify that I have electronically filed the foregoing with the Clerk of the Court using electronic filing which will send notification of such filing on this the 25<sup>th</sup> day of September, 2007.



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